

NOT FOR PUBLICATION

JUN 04 2008

UNITED STATES COURT OF APPEALS

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA,

Plaintiff-Appellant,

v.

RON AMIRAN, aka Ronen Amiran

Defendant-Appellee.

No. 07-56248

D.C. No. CV-06-7215-R

MEMORANDUM\*

Appeal from the United States District Court  
for the Central District of California  
Manuel L. Real, District Judge, Presiding

Submitted May 5, 2008\*\*  
Pasadena, California

Before: WARDLAW and IKUTA, Circuit Judges, and FOGEL\*\*\*, District  
Judge

The district court granted Amiran's petition for a writ of error coram nobis  
on the ground that Amiran was not advised of the immigration consequences of his

---

\* This disposition is not appropriate for publication and may not be cited by  
or to the courts of this circuit except as provided by Ninth Circuit Rule 36-3.

\*\* The panel unanimously finds this case suitable for decision for without  
oral argument. *See* Fed. R. App. 34(a) (2)

\*\*\* The Honorable Jeremy Fogel, United States District Judge for the  
Northern District of California, sitting by designation.

guilty plea. One of the requirements for coram nobis relief is that the underlying conviction be the result of a fundamental error. *Hirabayashi v. United States*, 828 F.2d 591, 604 (9th Cir. 1987). We have held expressly that failure to advise a defendant of the immigration consequences of his plea is not such a fundamental error. *United States v. Amador-Leal*, 276 F.3d 511, 517 (9th Cir. 2002); *see also Fruchtman v. Kenton*, 531 F.2d 946, 949 (9th Cir. 1976).

Accordingly, the judgment is reversed and the case remanded to the district court with instructions to deny the petition.

**REVERSED AND REMANDED.**